



WEB COPY

W.P. No.36490 of 2023



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.02.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.36490 of 2023

Rasthkhan

... Petitioner

Vs.

1. The Special Commissioner
Land Administration Department
Chepauk, Chennai -5
2. The District Collector
Tiruvannamalai District
3. The District Revenue Officer
Tiruvannamalai District
4. The Tahsildar,
Chengam Taluka, Tiruvannamalai District
5. The Revenue Inspector
Chengam Taluka, Tiruvannamalai District
6. The Village Administrative Officer
Chengam Firka, Alapudur Village
Tiruvannamalai District

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the 2nd respondent to consider the petitioner's representation dated 25.09.2023 to reclassify the land of the petitioner admeasuring 2.40 acres in Survey Number 98/1A, Alapudur



Village, Chengam Taluka, Tiruvannamalai District, Tamilnadu, which was wrongly reclassified as Depressed Class (DC) land and consequently, incorporate all the required corrections in the land permanent registers.

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For Petitioner : Mr.G.Vana Narayanan
For Respondents : Mr.A.Selvendran
Special Government Pleader

ORDER

This Writ Petition is filed seeking a Writ of Mandamus directing the 2nd respondent to consider the petitioner's representation dated 25.09.2023 to reclassify the land of the petitioner admeasuring 2.40 acres in Survey Number 98/1A, Alapudur Village, Chengam Taluka, Tiruvannamalai District, Tamilnadu, which was wrongly reclassified as Depressed Class (DC) land and consequently, incorporate all the required corrections in the land permanent registers.

2. Heard and perused the materials available on record including the original records produced by the respondents.

3. It is to be noted that this Court, in W.P.No.262 of 2018 (D.Tulasi vs. The District Revenue Officer, Dharmapuri etc. and batch), by order dated



09.06.2023, directed the Department to issue circular in regard to disposal of the application/petition/revision/appeals and etc., within time limit and obey the Court orders and in that regard, the Commissioner of Land Administration has also issued a circular No.R1/2005632/2022 dated 17.07.2023 as to how the matters have to be dealt with and within the period of which, the matters have to be disposed of has been fixed in the circular and inspite of the same, the Departments are not following either the order of this Court or the circular.

4. Having regard to the facts of the case and since this Writ Petition is filed seeking a simple writ of mandamus to consider the petitioner's representation, this Court without expressing any opinion with regard to the merits of the case, directs the 2nd respondent to consider the petitioner's representation dated 25.09.2023 and issue notice to the petitioner and the adjacent land owners of the four boundaries of the subject property and also to the rival claimants/interested parties/objectors if any, as the case may be and conduct enquiry in the manner known to law and after giving opportunity of hearing to all the parties, pass orders on merits and in accordance with law, within the time as stipulated in the said circular, from the date of receipt of a copy of this order.



5. With the above directions, this Writ Petition is disposed of. There shall be no order as to costs.

WEB COPY

07.02.2024

ksa-2

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No



To

1. The Special Commissioner
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Tiruvannamalai District
Cuddalore District



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P.VELMURUGAN. J.

Ksa-2

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